

UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF MASSACHUSETTS

Civil Action No. 1:11-cv-11132

**BANK OF AMERICA, N.A., SUCCESSOR
BY MERGER TO FLEET NATIONAL
BANK, PROVIDENCE, RHODE ISLAND**

Plaintiff,

v.

**JAMES T. HEGARTY, SHEILA
COMEAU, THE HEIRS, DEVISEES, and
LEGAL REPRESENTATIVES OF MARY
TIBBETTS, GAEL TARALLO, DEIDRE C.
SULLIVAN,**

Defendants

and

UNITED STATES OF AMERICA,

Defendant/Party-in-Interest

**AMENDED JOINT MOTION FOR DECLARATORY JUDGMENT BETWEEN
PLAINTIFF, BANK OF AMERICA, N.A., SUCCESSOR BY MERGER TO FLEET
NATIONAL BANK, PROVIDENCE, RHODE ISLAND and DEFENDANT, SHEILA
COMEAU**

Now comes the Plaintiff, Bank of America, N.A, successor by merger to Fleet National Bank, Providence, Rhode Island (hereinafter "Bank of America") and Defendant, Sheila Comeau (hereinafter "Comeau") in the above captioned matter and respectfully request this Honorable Court enter Declaratory Judgment. As grounds for this request, Bank of America and Comeau state as follows:

1. On or about August 15, 2003, James T. Hegarty, Sheila Comeau, Mary Tibbetts, Gael Tarallo, and Deidre C. Sullivan granted a mortgage of Property located at 51

*Annotated and so ordered
W.H.D.J.
April 9, 2013*